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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 JAMES ELBAOR, M.D.,

11 Plaintiff,

12 v.

13 WHIDBEY PUBLIC HOSPITAL
14 DISTRICT,

15 Defendant.

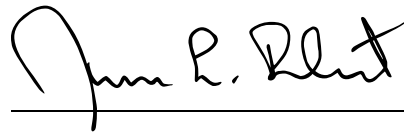
CASE NO. C18-0469JLR

ORDER STRIKING DISCOVERY
MOTION

16 Before the court is Plaintiff James Elbaor's motion to enforce a subpoena and
17 impose sanctions. (Mot. (Dkt. # 12).) Dr. Elbaor filed this motion without first
18 requesting a conference with the court. (See Dkt.) The motion therefore contravenes the
19 court's June 11, 2018, scheduling order. (See Sched. Order (Dkt. # 8) at 2 ("[P]ursuant to
20 Federal Rule of Civil Procedure 16, the Court 'direct[s] that before moving for an order
21 relating to discovery, the movant must request a conference with the court' by notifying
22 [the courtroom deputy]") (citing Fed. R. Civ. P. 16(b)(3)(B)(v)) (second alteration in

1 original)); *see also* Fed. R. Civ. P. 16(b)(3)(B)(v) (permitting the court, in its scheduling
2 order, to “direct that before moving for an order relating to discovery, the movant must
3 request a conference with the court”). The court therefore STRIKES Dr. Elbaor’s motion
4 (Dkt. # 12) without prejudice to renewing the motion in a manner that comports with the
5 court’s scheduling order.

6 Dated this 17th day of April, 2019.

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9 JAMES L. ROBART
10 United States District Judge
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